

DIST/OFFICE	DOCKET		FILING DATE		O	R	DEMAND NUMBER	JUDGE		JURY		DOCKET	
	YR	NUMBER	MO.	DAY				YEAR	NUMBER	DEM.	YR.	NUMBER	
1085/4	76	0495	9	29	76	1	210	1		8510	D	76	0495

JUDGE BRETT

PLAINTIFFS

DEFENDANTS

SH

UNITED STATES OF AMERICA

400.00 ACRES OF LAND, MORE OR
LESS, SITUATE IN OSAGE COUNTY,
STATE OF OKLAHOMA, AND
D. JOSEPH FINGERLIN, et al.,
and UNKNOWN OWNERS

CAUSE

28 USC 1345

Title 40, Sec. 258A, USC - Condemnation for Candy Lake Project in Osage
County for U.S. ARmy Engineer District, Tulsa

ATTORNEYS

Hubert A. Marlow
Asst. US Atty.
460 US Courthouse
Tulsa, OK 74103

~~Robert P. Kelly~~
~~Bruce W. Gambill~~
Cecil G. Drummond 287-1641
520 Leahy
Pawhuska, OK 74056
(for D. Joseph Fingerlin and Lena
Ellen Fingerlin)

Ray L. Brummett (Federal Land Bank
James M. Guy of Wichita)
Mark A. Levy
900 Farm Credit Banks Building
151 North Main
Wichita, Kansas 67202

Robert Kelly
KELLY & GAMBILL
Sixth at Kihekah
P. O. Box 329
Pawhuska, OK 74056
(918) 287-4185

☐ CHECK
HERE
IF CASE WAS
FILED IN
FORMA
PAUPERIS

FILING FEES PAID

DATE	RECEIPT NUMBER	C.D. NUMBER

STATISTICAL CARDS

CARD	DATE MAILED
JS-5	10-1-76
JS-6	7-1-81

JUDGE BRETT

PROCEEDINGS

DATE	NR.	
<u>1976</u>		
9-29	1.	Complaint, filed. ph
9-29	2.	Declaration of taking, filed. ph
9-29	3.	Notice of Condemnation, filed. ph
9-29	4.	Motion for order for delivery of possession, filed. ph
10-15	5.	Order of disbursal, filed that Clerk disburse to D. Joseph Fingerlin, Lena Ellen Fingerlin, and the Federal Land Bank of Wichita, jointly, the sum of \$160,500.00. (HDC-J)ph cps mld
10-19	6.	Notice of appearance by counsel, Cecil G. Drummond, on behalf of D. Joseph Fingerlin and Lena Ellen Fingerlin, filed. ph
10-19	7.	Defts. D. Joseph Fingerlin and Lena Ellen Fingerlin's Motion for JURY TRIAL, filed. ph
10-29	8.	Disclaimer of debt. State of Okla. ex rel. Oklahoma Tax Commission, filed.s
11-1	9.	Entry of appearance and disclaimer of debt. Federal Land Bank of Wichita, filed.s
11-2	--	Notice, ret & filed: Served D. Joseph Fingerlin on 10-4-76 at Tulsa, OK; served Lena Ellen Fingerlin on 10-4-76 at Tulsa, OK; served Bob McGlaughlin by serving Ruth E. (wife) on 10-15-76 at Avant, OK; served Federal Land Bank of Wichita by serving Jerold L. Harris-Vice Pres. & Sec. on 10-19-76 at Wichita, Kansas; Served County Assessor, Osage Co., by serving Peggy Caldwell, Co. Assessor on 10-15-76 at Pawhuska, OK; Served County Treas. Osage Co. by serving Nezzie Horn, Co. Treas. on 10-15-76 at Pawhuska, OK; Served Board of County Commissioners by serving Hazel Ann Shoemake, Co. Clerk on 10-15-76 At Pawhuska, OK; Served State of OK, ex rel., OK Tax Comm, Attn: D. M. Berry on 10-5-76 at OKC. (USM \$40.88)ph
3-3-77	10.	Interrogatories by pltf. to D. Joseph and Lena Ellen Fingerlin, filed.rm
11-2	11	Deft. Fingerlin's appl. for ext. of time to answer interrogs. dated 3-3-77, filed.k <i>Order for ext. of time</i>
11-3	--	Order, as part of appl., debt. is granted an addit 30 days to ans. interrogs. propounded by pltf. (HDC-J)ph cps mld to movant
5-17-78	12.	Ans. to interrogs. of Joseph Fingerlin and Lena Ellen Fingerlin, w/ leave to file out of time. (HDC-J)ph
11-8	13	Order for delivery of possession; fld. Ordered that all defts. & all persons in possession or control of property described in complaint shall surrender possession of this property to pltf. immediately, provided that a copy of this order be mailed forthwith to atty. for former owners of the property.(HDC-J)ra cps mld
11-9	MO:	CASE TRANSFERRED TO JUDGE THOMAS R. BRETT.(JCS-CLK)jc
<u>1980</u>		
<u>1-7</u>	14	ORDER appointing commissioners Kenneth L. Stainer, chairman Patricia Glass and Waldo E. Jones, II & that their fees shall be \$182.72 per day & 18.5 cents per mile. (TRB-J)jc cps/mld
1-7	15	INSTRUCTIONS TO COMMISSIONERS.jc
3-28		1st Commrs. Mtg. 4-17-80 at 2 p.m. (Stainer, Chr.) n/m g
6-2	MO:	CASE STRICKEN from trial assignment 6-9-80, to be reset at later date. (K.Stainer-Chrm)hm (ntc. mld.)
7-1	MO:	CASE SET for trial 7-22-80 at 9:30 a.m. (K.Stainer-Chrm)(ntc. mld.)hm

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
USA		400.00 Acres...in Osage Co.	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
7-22-80	16	OATH of office of commrs. hm	
1981			
2-11	17	COMMISSIONER'S REPORT. Ntc & cps/mld. (Gave copy to J & US Atty.) pt	
2-11	18	REPORT OF SERVICES of Commsr. Stainer. hm	
2-12	--	AMENDED NOTICE mld. pt	
2-17	19	REPORT OF SERVICES of Commsr. Jones. hm	
2-25	20	OBJECTIONS of Defts., D. Joseph Fingerlin & Lena Ellen Fingerlin, to commissioner's report. pt	
2-26	21	BRIEF of Defts., D. Joseph Fingerlin & Lena Ellen Fingerlin, in support of objections to commr's report. pt	
2-27	MO	PLAINTIFF is ordered to file a responsive brief by 3-5-81 to Defts' Objection to commissioner's report. (TRB-J) pt cps/mld	
3-5	22	PLAINTIFF'S RESPONSE to Defts' objections to commr's report. pt	
3-5	23	BRIEF in support of Pltf's response to Defts' objections to commr's report. pt	
3-10	24	MOTION of Deft. Joseph Fingerlin to expand objections to Commr's report & BRIEF in support attached. pt	
3-10	25	REPORT OF SERVICES of Commsr. Glass. hm	
3-19	26	ORDER that motion of defts. Fingerlin & Fingerlin to expand obj. to Commsrs. Report is granted & defts. granted until 4-1-81 to do so; pltf. granted until 4-15 to resp. (TRB-J)hm (c/m - cert. cpy to U.S. Atty.)	
4-1	27	AMENDMENT of deft, to objection to commissioner's report and amendment to brief.nd	
4-10	28	RESPONSE of pltf. to defts' amendment to obj. to commissioners' report.nd	
4-10	29	BRIEF in support of the above response.nd	
5-18	30	ORDER overrulingthe obj. of the landowners to the Commission Report. Pltf., present to the Court for signature a Journal Entry of Judgment within 10 days from this date. (TRB-J) cm bs	
6-18	31	JUDGMENT entered that stipulation as to just compensation is confirmed. (TRB-J) c/c USA and cpys/mld. nd	

